

**SUMMARIZED MINUTES
SCOTTSDALE CITY COUNCIL
MONDAY, AUGUST 28, 2006**



**CITY HALL KIVA
3939 N. DRINKWATER BOULEVARD
SCOTTSDALE, AZ 85251**

CALL TO ORDER

Mayor Manross called to order a Regular Meeting of the Scottsdale City Council on Monday, August 28, 2006 in the City Hall Kiva at 5:10 P.M.

ROLL CALL

Present: Mayor Mary Manross
Vice Mayor Jim Lane
Council Members Betty Drake, Wayne Ecton,
Robert Littlefield and Ron McCullagh

Absent: Councilman Tony Nelssen

Also Present: City Manager Jan Dolan
City Attorney Deborah Robberson
City Clerk Carolyn Jagger

PLEDGE OF ALLEGIANCE - None

INVOCATION - None

PRESENTATIONS/INFORMATION UPDATES - None

PUBLIC COMMENT

William Crawford, 7351 E Valley View Rd, 85250, presented a petition requesting the widening of Chaparral Road because of mounting traffic problems.

Joel BramOweth, 7279 E Valley View Rd, 85250, congratulated the City and thanked the Council for the wonderful new Cap Basin Sports Complex.

NOTE IN ACCORDANCE WITH PROVISIONS OF THE ARIZONA REVISED STATUTES THE SUMMARIZED MINUTES OF CITY COUNCIL MEETINGS ARE NOT VERBATIM TRANSCRIPTS. ONLY THE ACTIONS TAKEN AND DISCUSSION APPEARING WITH QUOTATION MARKS ARE VERBATIM. DIGITAL RECORDINGS OF CITY COUNCIL MEETINGS ARE ON FILE IN THE CITY CLERK'S OFFICE.

Eric Borowsky, 22214 N LaSenda, 85255, urged voters to visit the No on 401 website, watch the televised debate to hear to both sides of the issue, and vote no on Proposition 401.

Darlene Jostus, 315 E Garfield, Tempe, 85281, spoke in support of Proposition 401, saying it will help protect her Tempe neighborhood, which borders Scottsdale.

John Anderson, 7526 E Beatrice, 85257, encouraged citizens to attend Scottsdale 101, as well as the Citizen's Police Academy, for a better understanding of community policies.

CONSENT AGENDA ITEMS 1-14

- 1. Carefree Ranch Homestead Waterline Replacements**
Request: Authorize Construction Bid Award No. 06PB114 for waterline replacements in the Carefree Ranch Homestead subdivision to Standard Construction Company, the lowest responsive bidder, at the unit price bid of \$3,218,731.
Staff Contact(s): Roger Klingler, Assistant City Manager, 480-312-5830, rklingler@scottsdaleaz.gov
- 2. Rehabilitation of Sewer Lift Stations 8 and 9**
Request: Authorize Construction Bid Award No. 06PB154 to Carrier Construction Inc., the lowest responsive bidder, at the unit price bid of \$1,073,035, for the rehabilitation of sewer lift stations 8 and 9 in the vicinity of Happy Valley Road, east of Pima Road.
Related Policies, References: On May 13, 2002, Council approved Engineering Services Contract No. 2002-034-COS with Brown & Caldwell, Inc., for the design of improvements to the City's sewer collection system in various areas of the City.
Staff Contact(s): Roger Klingler, Assistant City Manager, 480-312-5830, rklingler@scottsdaleaz.gov
- 3. Construction Bid Award for Bus Shelters**
Request: Authorize Construction Bid Award No. 06PB155 to KrisDan Company, the lowest responsive bidder, for construction of seven new bus shelters at the unit price bid of \$175,555.
Related Policies, References: Development Review Board approved Case 8-DR-2001, Bus Shelter Design, on January 24, 2002.
Staff Contact(s): Roger Klingler, Assistant City Manager, 480-312-5830, rklingler@scottsdaleaz.gov
- 4. Pinnacle Peak Road Improvements, Miller Road to Pima Road**
Request: Authorize Engineering Services Contract No. 2006-129-COS with Kirkham Michael Consulting Engineers in the amount of \$976,685 for the design of Pinnacle Peak Road street improvements from Miller Road to Pima Road.
Related Policies, References: Bond 2000 CIP Project
Staff Contact(s): Roger Klingler, Assistant City Manager, 480-312-5830, rklingler@scottsdaleaz.gov
- 5. TPC Scottsdale Desert Golf Course and Clubhouse Renovation**
Requests:
 1. Authorize Design-Build Design-Phase Services Contract No. 2006-132-COS with Tournament Players Club of Scottsdale, Inc. in the amount of \$568,050 for pre-

construction services for the TPC Scottsdale Desert Golf Course and Clubhouse Renovation.

2. Adopt Resolution No. 6987 declaring the City's intent to advance funds not to exceed \$10 million for the financing of the design-build of the TPC Scottsdale Desert Golf Course and Clubhouse renovations, and declaring an emergency.

Related Policies, References:

- Council approved a Lease and Management Agreement with TPC/PGA Tour, Contract No. 850060, on December 10, 1984.
- Resolution No. 6887, dated May 15, 2006, Adopted Financial (Debt) Policies.

Staff Contact(s): Roger Klingler, Assistant City Manager, 480-312-5830,
rklingler@scottsdaleaz.gov

6. Arizona Canal Phase 2: Southbank Project

Request: Authorize Construction Management at Risk construction phase services Contract No. 2006-143-COS for the guaranteed maximum price of \$1,500,000 to W.E. O'Neil Construction for the Arizona Canal Banks Phase 2: Southbank project.

Related Policies, References:

- In March 2001, the Scottsdale Downtown Task Force recommended that the City "create a pedestrian attraction along the Arizona Canal" between Goldwater Boulevard and Scottsdale Road.
- On January 7, 2002, Council approved a design services contract with Design Workshop for improvements along the Arizona Canal from Scottsdale Road to Goldwater Boulevard.
- On December 8, 2003, Council awarded a construction contract to Archon, Inc., for Arizona Canal Phase 1, which included the Marshall Way pedestrian and transit bridge and connections.
- On May 17, 2004, Council entered into a development agreement with Stetson Canal LLC for a new mixed-use commercial project and public parking at Stetson Drive and Sixth Avenue, and modified the construction contract with Archon, Inc., to add construction of the portion of the public parking garage below Marshall Way.
- On January 11, 2005, Council awarded a construction contract to Achen Gardner Engineering to relocate utilities along Stetson Drive.
- On April 5, 2005, Council approved a design services contract to prepare construction documents for Stetson Streetscape and Arizona Canal Phase 2: Southbank.
- On June 20, 2006, Council awarded a Construction Management at Risk Design-Phase services contract to W.E. O'Neil Construction for the construction of the Arizona Canal Banks Phase 2: Southbank project.

Staff Contact(s): Roger Klingler, Assistant City Manager, 480-312-5830,
rklingler@scottsdaleaz.gov

7. Modification to On-Call Engineering Services Contracts for the Neighborhood Traffic Management Program

Requests:

1. Adopt Resolution No. 6967 authorizing a one-year extension to Engineering Services Contract No. 2005-138-COS with A Dye Design.
2. Adopt Resolution No. 6968 authorizing a one-year extension to Engineering Services Contract No. 2005-139-COS with Morrison Maierle, each in the amount of \$200,000 for on-call design services related to the Neighborhood Traffic Management Program.

Staff Contact(s): Roger Klingler, Assistant City Manager, 480-312-5830,
rklingler@scottsdaleaz.gov

8. Change Order with City of Phoenix for Bus Service on Eight Routes

Request: Adopt Resolution No. 6955 authorizing the acceptance of Intergovernmental Agreement (IGA) Contract Change Order No. 2004-163-COS-A2, an annual amendment to the contract with the City of Phoenix for the provision of fixed route bus services. City Council authorized the five-year agreement (No. 2004-163-COS) in 2004, subject to annual re-authorization, expiring June 30, 2009. The City of Phoenix provides fixed route service in anticipation of acceptance of this contract change order authorizing service for FY 2006/07.

Related Policies, References: IGA No. 2004-163-COS; City Procurement Code

Staff Contact(s): Mary O'Connor, Transportation General Manager, 480-312-2334, moconnor@scottsdaleaz.gov

9. Content Management System Purchase for Web Services

Request: Authorize the award of Contract No. 2006-080-COS with The Active Network, Inc. in the amount of \$201,675 for the purchase of a new Enterprise Web Content Management System to automate management of the City's Internet and Intranet Web sites. The contract includes software licensing, maintenance, training, program customization, and implementation services.

Staff Contact(s): Brad Hartig, Chief Information Officer, 480-312-7615, bhartig@scottsdaleaz.gov

10. Intergovernmental Agreement with Scottsdale Unified School District to Provide Police Officers as School Resource Officers

Request: Adopt Resolution No. 6972, authorizing Intergovernmental Agreement No. 2006-113-COS for the purpose of providing police officers to serve as school resource officers at four high schools and seven middle school complexes.

Related Policies, References: The City is authorized to enter into this agreement pursuant to A.R.S. § 11-952 and the Scottsdale City Charter, Article 1, 3-1.

Staff Contact(s): Alan Rodbell, Chief of Police, 480-312-1900, arodbell@scottsdaleaz.gov

11. Intergovernmental Agreement with Cave Creek Unified School District to Provide Police Officers as School Resource Officers

Request: Adopt Resolution No. 6973, authorizing Intergovernmental Agreement No. 2006-135-COS for the purpose of providing police officers to serve as school resource officers at one high school and one middle school complex.

Related Policies, References: The City is authorized to enter into this agreement pursuant to A.R.S. § 11-952 and the Scottsdale City Charter, Article 1, 3-1.

Staff Contact(s): Alan Rodbell, Chief of Police, 480-312-1900, arodbell@scottsdaleaz.gov

12. Contract Modification for Phase 2 of the Enhanced Water and Wastewater Asset Management and Capacity Program

Request: Adopt Resolution No. 6977, authorizing modification to Engineering Services Contract No. 2005-128-COS-A1 in the amount of \$2,100,876 for Phase 2 of the Water and Wastewater Asset Management and Capacity Program. Phase 1 was approved by Council on July 5, 2005.

Related Policies, References: Contract No. 2005-128-COS, Water and Wastewater Asset Management and Capacity Program.

Staff Contact(s): Roger Klingler, Assistant City Manager, 480-312-5830, rklingler@scottsdaleaz.gov; David Mansfield, Water Resources General Manager, 480-312-5681, dmansfield@scottsdaleaz.gov

13. Acceptance of Bill and Melinda Gates Foundation Library Grant

Request: Adopt Resolution No. 6921, authorizing the Library, Archives and Public Records Grant of \$20,400 from the Bill and Melinda Gates Foundation to provide additional public access computers at the Scottsdale Public Library.

Staff Contact(s): Debra Baird, Community Services General Manager, 480-312-2480, dbaird@scottsdaleaz.gov

14. Fiesta Bowl Host Community Hospitality and Promotional Program

Requests:

1. Adopt Resolution No. 6978 approving Contract Amendment No. 2006-089-COS-A1, which will add the FY 2006/07 portion of the Fiesta Bowl Agreement to the Scottsdale Convention and Visitors Bureau's (SCVB's) Program of Work, in the amount of \$220,000 to be paid from the bed tax.
2. Adopt Resolution No. 6979 authorizing payment of \$480,000 from the FY 2006/07 General Fund Contingency to be paid from the bed tax fund balance to the SCVB pursuant to Section 3.2 of Designation Marketing Services Agreement No. 2004-086-COS for exceeding annual performance goals. These funds will be used for the Fiesta Bowl Hospitality and Promotional Program in FY 2006/07.
3. Adopt Resolution No. 6980 authorizing Conditional Property Conveyance Contract No. 2006-140-COS to approximately 4,000 square feet of City-owned space at the Scottsdale Waterfront development, currently leased to the Fiesta Bowl (Contract No. 2005-143-COS) for use as a Fiesta Bowl Museum. This space was deeded to the City at no charge as part of the Waterfront Development Agreement. The deed transfer would take place after the conditions in the conveyance are satisfied.
4. Adopt Resolution No. 6981 in support of the SCVB entering into a 20-year Hospitality and Promotional Agreement with Fiesta Events, Inc., (Fiesta Bowl Agreement) by directing staff to negotiate with the SCVB annually to include City support in future City budgets and SCVB contracts to be brought forward for Council approval in conjunction with the City's annual budgeting process, including in-kind police escort services.

Related Policies, References:

- Ordinance Nos. 2049, 2702 and 3577 (amended) authorizes bed tax funds to be used for event support
- Economic Vitality Strategic Plan
- Council action on October 7, 2002 approving City funding from the General Fund and the bed tax, along with City in-kind municipal services, in support of a four-year agreement between the SCVB and the Fiesta Bowl
- June 6, 2006 approval of Resolution No. 6918 authorizing funding for FY 2006/07 Destination Marketing Agreement No. 2006-089-COS with the SCVB

Staff Contact(s): Dave Roderique, Economic Vitality General Manager, 480-312-7601, droderique@scottsdaleaz.gov; Kathy Carlisle O'Connor, Tourism Development Manager, 480-312-7057, kcoconnor@scottsdaleaz.gov

Mayor Manross opened public testimony for Item 14.

Ellie Ziegler, Chairman of the Board for Fiesta Bowl and Insight Bowl, 6717 N 65th St, 85253, thanked the Council for their support of the Fiesta and Insight Bowls, which resulted in the games

remaining in Arizona. Ms. Ziegler noted that the games provide more than \$300M in economic impact to the state.

Mayor Manross closed public testimony. Two additional comment cards were received from citizens in support of Item 14, but not wishing to speak.

MOTION AND VOTE – CONSENT AGENDA

COUNCILMEMBER DRAKE MOVED FOR APPROVAL OF CONSENT AGENDA ITEMS 1 THROUGH 14. VICE MAYOR LANE SECONDED THE MOTION, WHICH CARRIED 6-0.

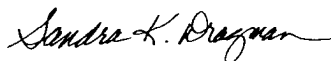
CITY MANAGER’S REPORT - None

MAYOR AND COUNCIL ITEMS - None

ADJOURNMENT

With no further business to discuss, the meeting adjourned at 5:28 P.M.

SUBMITTED BY:



Sandy Dragman
Recording Secretary

REVIEWED BY:



Carolyn Jagger
City Clerk


Officially approved by the City Council on September 19, 2006

C E R T I F I C A T E

I hereby certify that the foregoing Minutes are a true and correct copy of the Minutes of the Regular Meeting of the City Council of Scottsdale, Arizona held on the 28th day of August 2006.

I further certify that the meeting was duly called and held, and that a quorum was present.

DATED this 19th day of September 2006.


CAROLYN JAGGER
City Clerk